IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 4201 of 2002

Between:

Benaiah, Christian Educational Society, Visakhapatnam., Rep. by

its Secretary -cum-Correspondent Sri.V,Vidyasunder

... PETITIONER

AND

All India Council for Technical Education, Rep. by its

Member/Secretary Indiragandhi Sports Complex,
I.P. Estate =110 002, New Delhi.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue Writ of mandamus or any other appropriate writ of order or direction, declaring the order dt. 31-1-2002 (mention of dt./ 31-1- 2001 is obviously a typographical mistake) as illegal, inoperative and accordingly set-aside the same and direct the respondent to dispose of the petitioner's application dt. 25/09/2001 in accordance with law (ii) direct the respondent to grant viability certificate to the petitioner college and permit the petitioner to set--up Engineering College for the Academic Year 2002 –2003.

Counsel for the Petitioner: MR.Y.VENKATESH REDDY

Counsel for the Respondent: MR.M.V.S.SURESH KUMAR / SRI S.S. PRASAD

The Court made the following:

Order:

Learned counsel for the petitioner submitted that the subject matter of the writ petition has become infructuous. He also sought liberty to file fresh application before the respondents.

2. The writ petition is dismissed as having become infructuous, granting liberty to the petitioner to file a fresh application before the respondents. No order as to costs.

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N.V. RAMANA, J

June 29, 2005

MRR

Assistant Registrar

// True Copy //

Section Officer

Copy to. -

The Member/Secretary, All India Council for Technical Education,

Indiragandhi Sports Complex, I.P. Estate =110 002, New Delhi.

Two C.D. Copies.